

The 28th May, 1975

No. 4936-4Lab-75/16335.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s Haryana State Electricity Board, Chandigarh.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 34 of 1974

between

SHRI BENI PARSHAD, WORKMAN AND THE MANAGEMENT OF M/S HARYANA STATE ELECTRICITY BOARD, CHANDIGARH

Present.—

Shri Beni Parshad, workman concerned with Shri Sagar Ram Gupta, authorised representative.

Shri K. K. Sethi, Superintendent, office of the Secretary, H.S.E.B., Chandigarh, for the management.

#### AWARD

By order No. ID/HSR/82-A-73/6723, dated 18th March, 1974 of the Governor of Haryana, the following dispute between the Haryana State Electricity Board, Chandigarh and its workman Shri Beni Parshad posted in circle was referred for adjudication to this Tribunal, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the retrenchment of Shri Beni Parshad was justified and in order? If not, to what relief is he entitled?

Usual notices were given to the parties who put in their respective pleadings giving rise to the following issues:—

1. Whether the claimant Shri Beni Parshad is a workman as defined under section 2(s) of the Industrial Disputes Act, 1947? (on workman).
2. Whether it is a case of discharge simplicitor and not retrenchment? If so, with what effect?
3. Whether the retrenchment of Shri Beni Parshad was justified and in order? If not, to what relief is he entitled?

No evidence has yet been led on either side. It is however, not, necessary to go into the merits of the case and the issues involved as the workman concerned has settled his dispute with the management. Statements have been recorded.

According to the settlement the workman Shri Beni Parshad had received Rs. 1,000 in full and final settlement of his entire claim against the management giving up his right of reinstatement or re-employment as he is no longer interested in his service. A no dispute award is accordingly given in terms of the above settlement arrived at between the parties holding that the workman concerned is not entitled to any other relief. There shall be no order as to costs.

Dated 8th May, 1975.

O. P. SHARMA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 791, dated 9th May, 1975.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

Dated 8th May, 1975.

O. P. SHARMA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.